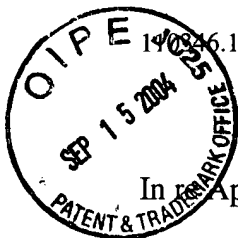


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140846.100 US2

PATENT/OFFICIAL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of

Rovinelli et al.

Serial No. 09/759,205

Filed: January 16, 2001

For: Computer Architecture And Process Of Patient Generation, Evolution,
And Simulation For Computer Based Testing System

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Group Art Unit: 3626

Examiner: GILLIGAN, Christopher L.

NOTICE OF APPEAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED

SEP 20 2004

GROUP 3600

Dear Sir:

Applicant appeals to the Board of Patent Appeals and Interferences from the Official
Action dated March 15, 2003 rejecting claims (23, 25-27, 30-33, 35, 36, 39-43, 46, 47, 49).

The items checked below are appropriate:

1. ☒ The fee for filing this Notice of Appeal is attached.

☒ other than small entity Fee \$330.00

☐ small entity Fee \$165.00

2. ☒ Applicant petitions for a 3-month extension of time to reply to the final rejection. The
appropriate fee is attached.

☒ other than small entity

☐ \$ 110.00

☐ \$1,480.00

☐ \$420.00

☐ \$2,010.00

☒ \$530.00 (\$950 - \$420

already paid with
Amendment filed
August 13, 2004)

☐ small entity

☐ \$ 55.00

☐ \$740.00

☐ \$210.00

☐ \$1,005.00

☐ \$475.00

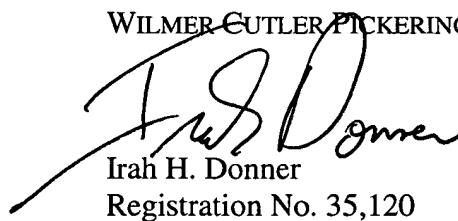
09/16/2004 EAREGAY1 00000024 000219 09759205

01 FC:1401 330.00 DA
02 FC:1253 530.00 DA

3. [X] A Response to the final rejection was timely filed on August 13, 2004 with the appropriate fee but not entered
4. [] A check in the amount of \$.00 is attached.
5. [X] Please charge the applicable fee(s) to Deposit Account No. 08-0219. A duplicate copy of this Notice is attached.
6. [X] The Commissioner is authorized to charge any deficiency in any patent application processing fees pursuant to 37 CFR §1.17, including extension of time fees pursuant to 37 CFR §1.17(a)-(d), associated with this communication and to credit any excess payment to Deposit Account No. 08-0219. A duplicate copy of this Notice is attached.

Respectfully submitted,

WILMER CUTLER PICKERING HALE AND DORR LLP



Ira H. Donner
Registration No. 35,120

1455 Pennsylvania Ave., NW
Washington, DC 20004

TEL 202.942.8585

FAX 202.942.8484

Date: 9/15/04

IHD:cj: 110346.100 US2